

FILED

JUL 30 2018

UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF ARKANSAS

MICHAEL GANS  
CLERK OF COURT

DAVID A. STEBBINS

APPELLANT

VS.

CASE NO. 18-2441

KENNETH HIXSON, DAVID GLOVER,  
PHILLIP WHITEAKER, AND THE STATE OF ARKANSAS

APPELLEE

FAX RECEIVED

**REPLY TO RESPONSE TO APPLICATION FOR  
LEAVE TO PROCEED IN FORMA PAUPERIS**

JUL 30 2018

U.S. COURT OF APPEALS  
FOR THE EIGHTH CIRCUIT

1. Comes now, *pro se* Appellant David Stebbins, who hereby submits the following Reply to the Defendants' Response to my Application for Leave to Proceed In Forma Pauperis.

2. The clerk of this Court has refused to submit my motion for appointment of counsel in this case, despite appointment of counsel being mandatory under the current circumstances according to Supreme Court precedent (see the Motion for Appointment of Counsel which has been held in abeyance for details). So it is a patent violation of my constitutional rights to force me to argue against the Defendants' objection to my in forma pauperis application by myself.

3. With that said, you need look no further than this response to the Defendants' application as proof that my complaint in the district court was not frivolous and, therefore, this appeal is not frivolous. The fact that they are using my litigation history as a reason to justify keeping me out of the court system is, in and of itself, proof that the Defendants hold a vendetta against me for my litigation

history and are willing to retaliate against me for it.

4. Therefore, the appellee's objections should be overruled.

So requested on this, the 30<sup>th</sup> day of July, 2018.



David Stebbins  
123 W. Ridge St.,  
APT D  
Harrison, AR 72601  
870-204-6516  
stebbinsd@yahoo.com